

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY, CALIFORNIA  
AND RECORD OF ACTION**

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**August 12, 2003**

**FROM:** KEN A. MILLER, Director  
Department of Public Works - **Transportation**

**SUBJECT: MAINTENANCE SECURITY, TRACT 15779, FONTANA AREA**

**RECOMMENDATION:** Release the "road and drainage" maintenance security, in the amount of \$70,500 (Surety), for Tract 15779 located in the Fontana area.

**BACKGROUND INFORMATION:** An agreement and security were accepted by Board action on April 28, 1998, to guarantee the construction of the required road and drainage improvements for Tract 15779, generally located between Live Oak Avenue, San Bernardino Avenue, Hemlock Avenue and Rosemary Drive in the Fontana area. On May 7, 2002, the Board accepted Hemlock Avenue, El Molino Street, Robinia Street, Cupid Way and San Bernardino Avenue, which are located within the boundary of Tract 15779, into the County Maintained Road System and reduced road and drainage performance security to maintenance security. The developer was required to guarantee the work for a period of one year following completion and acceptance thereof against any defective work or labor performed, or defective material furnished. The road and drainage improvements were inspected by the Department and deficiencies were found. The developer was notified of the needed repairs. Upon completion of the repairs, the Department re-inspected the road and drainage improvements and the repaired improvements were found acceptable. The agreement principal is Tract 15779, L.L.C., 10370 Trademark Street, Rancho Cucamonga, CA 91730. Board approval is required to release maintenance security in accordance with County Code Section 83.041125(a)(4)(C).

**REVIEW BY OTHERS:** This item was reviewed by Chief Deputy County Counsel Rex A. Hinesley on July 9, 2003 and by the County Administrative Office (Tom Forster, Administrative Analyst) on August 1, 2003.

**FINANCIAL IMPACT:** Release of this security to the developer of Tract 15779 has no financial impact on the County.

**SUPERVISORIAL DISTRICT(S):** 2<sup>nd</sup>

**PRESENTER:** Ken A. Miller, 387-7906

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